

RECEIVED
CENTRAL FAX CENTER
APR 25 2005**MCDERMOTT WILL & EMERY LLP**
28 State Street
Boston, Massachusetts 02109-1775
(617) 535-4000

Main Facsimile No. (617) 535-3800

FACSIMILEDate: April 25, 2005 Time Sent: _____**TO:**

Name	Company	Facsimile No.	Contact No.
Examiner Rachel L. Porter	Commissioner for Patents	703-872-9306	

FROM: David M. Mello **Direct Phone:** 617-535-4037
E-Mail: dmello@mwe.com
Sent By: Gayle Endres **Direct Phone:** 617-535-4113
Client/Matter/Tkpr: 60697-015-5499 **Originals Follow by Mail:** No
Number of Pages, Including Cover: _____

Re: U.S.S.N. 09/873,864

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copy of this facsimile is strictly prohibited. If you have received this facsimile in error, please notify us immediately by telephone and return the original message to us at the above address by mail. Thank you.

**IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL
GAYLE ENDRES AT 617-535-4113 AS SOON AS POSSIBLE.**

RECEIVED
CENTRAL FAX CENTER
APR 25 2005

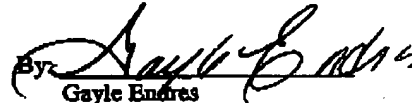
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Rosalind Herman et al. Examiner: Rachel L. Porter
Serial No. 09/873,864 Art Unit: 3626
Filing Date: June 4, 2001
Title: FOUNDATION FUNDS GENERATION SYSTEM AND METHOD
Attorney Docket No.: 60697-015 (NFRK-001)

Certificate of Facsimile Transmission 37 CFR § 1.8

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office (Fax No.: 703-872-9306) on the date shown below.

April 25, 2005
Date

By 
Gayle Endres

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE NOTICE OF NON-COMPLIANT AMENDMENT

Introductory Comments

In response to the Notice of Non-compliant Amendment mailed March 24, 2005, provided herein below is a listing of all pending claims and their current status, in light of the Response to Restriction Requirement filed December 27, 2004.